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APR - 2 2008	
CENTRAL DISTRICT OF CALIFORNIA	DEPUTY

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Attorneys for Defendants **CITY OF LOS ANGELES and AMMON M. WILLIAMS**

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

RITA ROSATE,

Plaintiff,

vs.

CITY OF LOS ANGELES, et al.

Defendants.

Case No. CV07- 1424 AK
[Assigned to Hon. Judge A.Kozinski]

**~~PROPOSED~~ JUDGMENT
AFTER TRIAL BY JURY**

This action came on regularly for trial on March 17, 2008 in Courtroom
"1600" of the United States District Court for the Central District of California
before the Honorable Alex Kozinski, United States Ninth Circuit Judge. Plaintiff
Rita Rosate was represented by Paul L. Hoffman and Adrienne J. Quarry. The

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1 Defendants, CITY OF LOS ANGELES and AMMON M. WILLIAMS, were
2 represented by Deputy City Attorneys Rena M. Shahandeh and Geoff Plowden.

3
4 A jury of eight (8) persons were regularly empaneled and sworn.
5 Witnesses were sworn and testified and documentary evidence was introduced and
6 admitted into evidence. After hearing the evidence and arguments of counsel, the
7 jury was duly instructed by the Court and the cause was submitted to the jury with
8 directions to return a verdict on the issues, if after proper deliberations, they could
9 do so. The jury deliberated and thereafter returned to the court with their
10 unanimous verdict as follows, to-wit:

11
12 **JURY VERDICT**

13
14 WE, THE JURY, in the above-entitled action, unanimously find on the
15 questions presented as follows:

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17
18 **CLAIM UNDER FEDERAL LAW**

19 **FOURTH AMENDMENT CLAIM (42 U.S.C. Section 1983)**

20
21 **QUESTION NO. 1**

22 Did Officer Williams violate Ms. Rosate's constitutional rights by using
23 excessive force against her?

24
25 YES___ NO__X__
26
27
28

CLAIMS UNDER CALIFORNIA LAW

UNREASONABLE FORCE BY PEACE OFFICER

QUESTION NO. 2

Did Officer Williams used unreasonable force against Ms. Rosate?

YES ___ NO X___

NEGLIGENCE

QUESTION NO. 3

Was Officer Williams negligent?

YES ___ NO X___

If you answered "YES" to Question No. 3, please answer Question No. 4.

If you answered "NO" to Question No. 3, please sign and date the verdict form.

QUESTION NO. 4

Was Ms. Rosate negligent?

YES ___ NO _____

1 Please date, sign and return this form.

2
3
4 DATED: 3-24-08

5 15/
6 Presiding Juror

7 JUDGMENT

8 THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED:

- 9
10 1. That judgment be, and hereby is, entered in favor of the Defendants
11 and against the Plaintiff;
12
13 2. That the Plaintiff shall take nothing;
14
15 3. That the Defendants recover their costs of suit herein.

16
17 Dated: Mar 28, 2008

18 
19 ALEX KOZINSKI

20 United States Ninth Circuit Judge
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PROOF OF SERVICE BY MAIL
(Business Practice to Entrust Deposit to Others)
(C.C.P. Section 1013a(3))

I, MARGARIT AVESYAN, declare as follows:

I am over the age of 18 years, and not a party to this action. My business address is 200 North Main Street, 6th Floor, City Hall East, Los Angeles, California, which is located in the county where the mailing described below took place.

I am readily familiar with the business practice at my place of business for collection and processing or correspondence for mailing with the United States Postal Service. Correspondence so collected and processed is deposited with the United States Postal Service that same day in the ordinary course of business.

On March 27, 2008, at my place of business at 200 North Main Street, 6th Floor, City Hall East, Los Angeles, California, a copy of the attached **[PROPOSED] JUDGMENT AFTER TRIAL BY JURY** was placed for deposit in the United States Postal Service in a sealed envelope, with postage fully prepaid, addressed to:

Paul L. Hoffman, Esq.
SCHONBRUN DESIMONE SEPLOW
HARRIS & HOFFMAN LLP
723 Ocean Front Walk
Venice, California 90291
(310) 396-0731
(310) 399-7040 Fax

and that envelope was placed for collection and mailing on that date following ordinary business practices.

 X **(Federal)** I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

 (State) I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on March 27, 2008, at Los Angeles, California.

MARGARIT AVESYAN